IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

Crim. Application No. 4386 of 2006

Shri Ramchandrfa Hari Khade ..Applicant

vs.

The State of Maharashtra ..Respondent

Smt.S.A.Dhamale for applicant.
Shri S.S.Pednekar, A.P.P. for respondent.

CORAM: S.C.DHARMADHIARI J.
20th December,2006

P.C.

1. Heard the learned Counsel.

2. The applicant has been arrested in connection with C.R.No.I-72/2006 registered by Ozar Police Station alleging offence punishable under sec.399 and 402 of I.P.C.

3. The applicant's application for enlarging him on bail after the charge sheet was filed has been rejected and that is how the instant application.

4. The applicant is arrested on 15th June, 2006. In the entire episode/incident all that is alleged against the applicant is that he was the driver of a taxi which was hired by one

Dilip Sahebrao for carrying the workers. These persons who boarded the taxi requested him to stop it. When he stopped the vehicle police patrol party came and accosted them. The applicant has not been accused of preparing in the dacoity nor anything has been recovered in respect of the offence alleged. In such circumstances and facts peculiar to him his application may be granted.

5. The above facts are not seriously disputed and role of the applicant being limited following order would serve the ends of justice.

i) The applicant is directed to be released on bail in connection with C.R.No.I-72/2006 registered with Ozar Police Station, Nashik on executing personal bond in the sum of Rs.10,000/- (Rupees ten thousand only) with one or two local sureties in the like amount.

ii) The applicant shall not influence prosecution witnesses or tamper with the prosecution evidence in any manner whatsoever.

iii) The applicant shall report to the concerned police station once in a week on every Saturday between 5.00 p.m. and 7.00 p.m. till

conclusion of the trial. The applicant shall deposit his passport, if any, with the Investigating machinery. The applicant shall not leave India without prior permission of the Trial Court.

iv) The applicant shall disclose his place of residence to the Investigating Officer as well as the Trial Court where he would stay after the release on bail and shall report to the Trial Court before he travels beyond the State of Maharashtra where he would ordinarily reside.

v) The applicant shall cooperate for early disposal of the trial. In the event, the trial Court is of the opinion that the applicant is responsible for delay in trial, that be recorded in roznama and that can be the basis for cancellation of bail.

vi) Application stands disposed of.

(S.C.DHARMADHIKARI J.)